I hereby certify that this correspondence is being e-mailed to the United States Patent and Trademark Office on the date indicated below.

Attention: Michael G. Miller Facsimile:
Art Unit: 1792 Total Pages: 24

\imcormick\ Date: March 4<sup>th</sup>, 2008

John K. McCormick

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Schmeling, Glenn E. Art Unit: 1792

Application Number: 10/709,359 Examiner: Michael G. Miller

Filed: April 29<sup>th</sup>, 2004 Confirmation No.: 3358

Title: Method and Apparatus for Spray Paint Marking

Attorney Docket: 10016 Customer No.: 36483

## Response to Restriction Requirement

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed on February 6<sup>th</sup>, 2008, please amend the above-identified application as follows:

**Restriction Election** without traverse begins on page 3;

Marked-Up Version of Claim Amendments begins on page 4;

Clean Version of the Claim Amendments begins on page 14; and

Comments to the claim amendments begins on page 24.

Serial No. 10/709,359 – Schmeling Art Unit: 1792 – Attorney Docket 10016

Response to February 6, 2008 Restriction Requirement

Page 2 of 24

Respectfully submitted,

\jmccormick\

John K. McCormick Registration No. 53527

Dated: March 4<sup>th</sup>, 2008 I P Legal Center & McCormick Law Offices 6781 Glacier Drive West Bend, WI 53090 Telephone: (262) 629-5100

Cell: (414) 659-4999 Customer Number 36483 Serial No. 10/709,359 – Schmeling Art Unit: 1792 – Attorney Docket 10016 Response to February 6, 2008 Restriction Requirement Page 3 of 24

## **Restriction Election**

Applicant hereby elects, without traverse, Claims 3 through 26, as amended, drawn to a method for spray paint marking.

Claims 1 and 2 are cancelled.